

EXHIBIT D

ASSEMBLY, No. 4769

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED OCTOBER 13, 2022

Sponsored by:

Assemblyman JOE DANIELSEN

District 17 (Middlesex and Somerset)

Assemblyman LOUIS D. GREENWALD

District 6 (Burlington and Camden)

Assemblywoman MILA M. JASEY

District 27 (Essex and Morris)

Assemblyman JOHN F. MCKEON

District 27 (Essex and Morris)

Assemblywoman ELLEN J. PARK

District 37 (Bergen)

SYNOPSIS

Makes various revisions to requirements for obtaining firearm purchaser identification card, permit to purchase handgun, and permit to carry handgun; codifies sensitive places in which firearms and weapons are prohibited.

CURRENT VERSION OF TEXT

As introduced.



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1 AN ACT concerning the sale and possession of firearms and
 2 supplementing and amending various parts of the statutory law.

3
 4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
 5 *of New Jersey:*

6
 7 1. (New section) The Legislature finds and declares that:

8 a. The decision of the United States Supreme Court in New
 9 York State Rifle & Pistol Association v Bruen holds significant
 10 implications for carrying a handgun in New Jersey and the law
 11 governing the issuance of permits to carry a handgun. The Bruen
 12 decision establishes that states cannot deny permits to carry a
 13 handgun to otherwise-qualified citizens who fail to show that they
 14 have the “proper cause” to carry a handgun. New Jersey law relies
 15 on a similar standard, considering whether an applicant has a
 16 “justifiable need,” in determining whether to issue a permit to carry
 17 a handgun.

18 b. In accordance with the precedent established in the Bruen
 19 decision, laws requiring showings of particularized need are no
 20 longer legally viable to determine whether a person may carry a
 21 handgun in public. The Bruen decision does make clear, however,
 22 that the Legislature can enact laws to protect our communities from
 23 threats to public health, safety, and welfare posed by gun violence,
 24 which take into account as appropriate the Supreme Court’s Second
 25 Amendment ruling while continuing to promote and enhance public
 26 safety.

27 c. Statistics show that expanding handgun carrying creates
 28 safety risks, helping to fuel the epidemic of gun violence. For
 29 example, a study by researchers at the Johns Hopkins Bloomberg
 30 School of Public Health found that the estimated average rate of
 31 officer-involved shootings increased by 12.9 percent in ten states
 32 that relaxed restrictions between 2014 and 2020 on civilians
 33 carrying concealed firearms in public. Accordingly, evidence
 34 demonstrates that more guns on the streets can translate into more
 35 acts of gun violence. To mitigate the impact of having more people
 36 carrying guns in public places, steps must be taken to better ensure
 37 that those who exercise the right to carry are responsible, law-
 38 abiding, and appropriately trained individuals who would not pose
 39 undue safety risks if armed in public places.

40 d. In Bruen, the Supreme Court recognized that states may
 41 prohibit individuals who are not “law-abiding, responsible citizens”
 42 from carrying firearms in public, and endorsed the use of “licensing
 43 requirements for carrying a handgun for self-defense.” Although the
 44 Court did not provide a complete list of lawful requirements, it
 45 specifically cited a “background check, mental health check, training

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
 not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

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1 in firearms handling and in laws regarding the use of force, among
2 other possible requirements” as permissible. The purpose of these
3 checks, the Court explained, is to “ensure only that those bearing
4 arms in the jurisdiction are in fact, ‘law-abiding, responsible
5 citizens.’” It is thus important to bolster and improve the process in
6 this State for ensuring that only such individuals possess and carry
7 firearms. Toward that end, this act strengthens the criteria and
8 background investigation requirements that are used to determine
9 whether an applicant is qualified to carry a firearm in New Jersey.

10 e. This act also designates places in which the carrying of a
11 weapon is prohibited. Previously, application of the justifiable need
12 standard minimized the serious dangers of misuse and accidental
13 use inherent in the carrying of handguns in a public place. Given
14 the likelihood that a much greater number of individuals will now
15 qualify to carry handguns in public, it is now both necessary and
16 appropriate to clearly identify in the law those sensitive places
17 where, due to heightened public safety concerns, carrying a weapon
18 of any kind, including a handgun, is not permissible. These
19 prohibitions are based on common sense principles and historical
20 analogues.

21 f. Notwithstanding its rejection of a particularized need
22 standard, the Bruen decision recognizes that the carrying of
23 firearms in sensitive places can “be prohibited consistent with the
24 Second Amendment.” Indeed, the Court assumed it settled that
25 “laws forbidding the carrying of firearms in sensitive places such
26 as schools and government buildings,” as well other places such as
27 “legislative assemblies, polling places, and courthouses,” are
28 “longstanding” and not subject to disputes regarding their
29 constitutionality. The Court added that other “sensitive place”
30 regulations may be permissible if “consistent with the Second
31 Amendment’s text and historical understanding” – that is,
32 “relevantly similar” to historical analogues.

33 g. The sensitive-place prohibitions on dangerous weapons set
34 forth in this act are rooted in history and tradition. They are
35 analogous to historical laws that can be found from the Founding
36 era to Reconstruction, which are also found in modern laws in many
37 states. History and tradition support at least the following location-
38 based restrictions on carrying firearms:

39 (1) Places that are the site of core constitutional activity, such as
40 but not limited to the exercise of First Amendment rights, or that
41 are otherwise vital to the functioning of democracy and our system
42 of government. That includes prohibitions of firearms in facilities
43 within the criminal justice system;

44 (2) Schools, universities, other educational institutions, where
45 people assemble for educational purposes and for the purposes of
46 teaching, learning, research, and the pursuit of knowledge;

47 (3) Parks and other recreation spaces, including locations where
48 children congregate;

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1 (4) Locations that protect vulnerable classes of people, such as
2 the young and the frail;

3 (5) Places where intoxicating substances are sold, places where
4 large groups of individuals congregate, and places where volatile
5 conditions may pose a threat to public safety; and

6 (6) Various forms of transportation and public infrastructure,
7 whose safety, security, and stability are critical to supporting social
8 function.

9 h. The historical record also supports restriction of firearm
10 possession on private property when the owner has not given their
11 consent. Many states require a property owner's permission before
12 another may enter private dwellings and private lands with a
13 firearm or other weapons. Requiring consent from the property
14 owner before carrying weapons onto private property is also in line
15 with both the reasonable expectations and property rights of New
16 Jersey property owners.

17 i. Additionally, the fees to obtain a firearms purchaser
18 identification permit or a permit to purchase a handgun in New
19 Jersey were initially set by statute over 50 years ago at \$5 and \$2,
20 respectively, and in over a half century the law has never been
21 changed to increase these fees, notwithstanding the impact of
22 inflation, increasing costs of background checks and related
23 investigations, and the investment made over the years to
24 technologically upgrade the firearms application and registration
25 system established and maintained by the New Jersey State Police.

26 j. Accordingly, the Legislature finds it is necessary and proper
27 to revise this State's procedural and substantive laws related to
28 firearms to update the process and the standards applicable to
29 firearm purchase and possession as well as our handgun carry law,
30 and to continue to promote public safety and reduce gun violence in
31 a manner consistent with the Second Amendment principles
32 articulated by the current Supreme Court jurisprudence. These
33 revisions will focus on factors other than the need or purpose a
34 person may assert as justification to carry a handgun, such as the
35 person's background and qualifications, with the ultimate goal of
36 keeping New Jersey streets and neighborhoods safe from gun
37 violence.

38

39 2. N.J.S.2C:58-3 is amended to read as follows:

40 2C:58-3. a. Permit to purchase a handgun.

41 (1) No person shall sell, give, transfer, assign or otherwise
42 dispose of, nor receive, purchase, or otherwise acquire a handgun
43 unless the purchaser, assignee, donee, receiver or holder is licensed
44 as a dealer under this chapter or has first secured a permit to
45 purchase a handgun as provided by this section.

46 (2) A person who is not a licensed retail dealer and sells, gives,
47 transfers, assigns, or otherwise disposes of, or receives, purchases

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1 or otherwise acquires a handgun pursuant to this section shall
 2 conduct the transaction through a licensed retail dealer.

3 The provisions of this paragraph shall not apply if the transaction
 4 is:

5 (a) between members of an immediate family as defined in
 6 subsection n. of this section;

7 (b) between law enforcement officers;

8 (c) between collectors of firearms or ammunition as curios or
 9 relics as defined in Title 18, U.S.C. section 921 (a) (13) who have
 10 in their possession a valid Collector of Curios and Relics License
 11 issued by the Bureau of Alcohol, Tobacco, Firearms, and
 12 Explosives; or

13 (d) a temporary transfer pursuant to section 1 of P.L.1992, c.74
 14 (C.2C:58-3.1) or section 1 of P.L.1997, c.375 (C.2C:58-3.2).

15 (3) Prior to a transaction conducted pursuant to this subsection,
 16 the retail dealer shall complete a National Instant Criminal
 17 Background Check of the person acquiring the handgun. In
 18 addition:

19 (a) the retail dealer shall submit to the Superintendent of State
 20 Police, on a form approved by the superintendent, information
 21 identifying and confirming the background check;

22 (b) every retail dealer shall maintain a record of transactions
 23 conducted pursuant to this subsection, which shall be maintained at
 24 the address displayed on the retail dealer's license for inspection by
 25 a law enforcement officer during reasonable hours;

26 (c) a retail dealer may charge a fee for a transaction conducted
 27 pursuant to this subsection; and

28 (d) any record produced pursuant to this subsection shall not be
 29 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-1 et
 30 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

31 b. Firearms purchaser identification card.

32 (1) **[No]** A person shall not sell, give, transfer, assign or
 33 otherwise dispose of nor receive, purchase or otherwise acquire an
 34 antique cannon or a rifle or shotgun, other than an antique rifle or
 35 shotgun, unless the purchaser, assignee, donee, receiver or holder is
 36 licensed as a dealer under this chapter or possesses a valid firearms
 37 purchaser identification card, and first exhibits the card to the seller,
 38 donor, transferor or assignor, and unless the purchaser, assignee,
 39 donee, receiver or holder signs a written certification, on a form
 40 prescribed by the superintendent, which shall indicate that **[he]** the
 41 person presently complies with the requirements of subsection c. of
 42 this section and shall contain **[his]** the person's name, address and
 43 firearms purchaser identification card number or dealer's
 44 registration number. The certification shall be retained by the
 45 seller, as provided in paragraph (4) of subsection a. of N.J.S.2C:58-
 46 2, or, in the case of a person who is not a dealer, it may be filed
 47 with the chief of police of the municipality in which **[he]** the
 48 person resides or with the superintendent.

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1 (2) A person who is not a licensed retail dealer and sells, gives,
 2 transfers, assigns, or otherwise disposes of, or receives, purchases
 3 or otherwise acquires an antique cannon or a rifle or shotgun
 4 pursuant to this section shall conduct the transaction through a
 5 licensed retail dealer.

6 The provisions of this paragraph shall not apply if the transaction
 7 is:

8 (a) between members of an immediate family as defined in
 9 subsection n. of this section;

10 (b) between law enforcement officers;

11 (c) between collectors of firearms or ammunition as curios or
 12 relics as defined in Title 18, U.S.C. section 921 (a) (13) who have
 13 in their possession a valid Collector of Curios and Relics License
 14 issued by the Bureau of Alcohol, Tobacco, Firearms, and
 15 Explosives; or

16 (d) a temporary transfer pursuant to section 1 of P.L.1992, c.74
 17 (C.2C:58-3.1) and section 1 of P.L.1997, c.375 (C.2C:58-3.2).

18 (3) Prior to a transaction conducted pursuant to this subsection,
 19 the retail dealer shall complete a National Instant Criminal
 20 Background Check of the person acquiring an antique cannon or a
 21 rifle or shotgun. In addition:

22 (a) the retail dealer shall submit to the Superintendent of State
 23 Police, on a form approved by the superintendent, information
 24 identifying and confirming the background check;

25 (b) every retail dealer shall maintain a record of transactions
 26 conducted pursuant to this section which shall be maintained at the
 27 address set forth on the retail dealer's license for inspection by a law
 28 enforcement officer during reasonable hours;

29 (c) a retail dealer may charge a fee, not to exceed \$25, for a
 30 transaction conducted pursuant to this subsection; and

31 (d) any record produced pursuant to this subsection shall not be
 32 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-1 et
 33 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

34 c. Who may obtain. **[No]** Except as hereinafter provided, a
 35 person [of good character and good repute] shall not be denied a
 36 permit to purchase a handgun or a firearms purchaser identification
 37 card, unless the person is known in the community in which [he]
 38 the person lives as someone who has engaged in acts or made
 39 statements suggesting the person is likely to engage in conduct,
 40 other than justified self-defense, that would pose a danger to self or
 41 others, [and who] or is [not] subject to any of the disabilities set
 42 forth in this section or other sections of this chapter [, shall be
 43 denied a permit to purchase a handgun or a firearms purchaser
 44 identification card, except as hereinafter set forth]. **[No]** A
 45 handgun purchase permit or firearms purchaser identification card
 46 shall not be issued:

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1 (1) To any person who has been convicted of any crime, or a
2 disorderly persons offense involving an act of domestic violence as
3 defined in section 3 of P.L.1991, c.261 (C.2C:25-19), whether or
4 not armed with or possessing a weapon at the time of the offense;

5 (2) To any drug-dependent person as defined in section 2 of
6 P.L.1970, c.226 (C.24:21-2), to any person who is presently
7 confined for a mental disorder **【to a hospital, mental institution or**
8 **sanitarium】** as a voluntary admission as defined in section 2 of
9 P.L.1987, c.116 (C.30:4-27.2) or involuntarily committed to
10 inpatient or outpatient treatment pursuant to section 1 of P.L.1987,
11 c.116 (C.30:4-27.1), or to any person who is presently 【an habitual
12 drunkard】 an alcoholic, as defined by section 2 of P.L.1975, c.305
13 (C.26:2B-8);

14 (3) To any person who suffers from a physical defect or disease
15 which would make it unsafe for **【him】** that person to handle
16 firearms, **【to any person who has ever been confined for a mental**
17 **disorder,】** or to any alcoholic as defined by section 2 of P.L.1975,
18 c.305 (C.26:2B-8) unless any of the foregoing persons produces a
19 certificate of a medical doctor or psychiatrist licensed in New
20 Jersey, or other satisfactory proof, that 【he】 the person is no longer
21 suffering from that particular disability in a manner that would
22 interfere with or handicap 【him】 that person in the handling of
23 firearms; to any person who knowingly falsifies any information on
24 the application form for a handgun purchase permit or firearms
25 purchaser identification card;

26 (4) To any person under the age of 18 years for a firearms
27 purchaser identification card and to any person under the age of 21
28 years for a permit to purchase a handgun;

29 (5) To any person where the issuance would not be in the interest
30 of the public health, safety or welfare because the person is found to
31 be lacking the essential character or temperament necessary to be
32 entrusted with a firearm;

33 (6) To any person who is subject to or has violated a temporary
34 or final restraining order issued pursuant to the "Prevention of
35 Domestic Violence Act of 1991", P.L.1991, c.261 (C.2C:25-17 et
36 seq.) prohibiting the person from possessing any firearm or a
37 temporary or final domestic violence restraining order issued in
38 another jurisdiction prohibiting the person from possessing any
39 firearm;

40 (7) To any person who as a juvenile was adjudicated delinquent
41 for an offense which, if committed by an adult, would constitute a
42 crime and the offense involved the unlawful use or possession of a
43 weapon, explosive or destructive device or is enumerated in
44 subsection d. of section 2 of P.L.1997, c.117 (C.2C:43-7.2);

45 (8) To any person whose firearm is seized pursuant to the
46 "Prevention of Domestic Violence Act of 1991", P.L.1991, c.261
47 (C.2C:25-17 et seq.) and whose firearm has not been returned; or

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1 (9) To any person named on the consolidated Terrorist Watchlist
 2 maintained by the Terrorist Screening Center administered by the
 3 Federal Bureau of Investigation;

4 (10) To any person who is subject to or has violated a court order
 5 prohibiting the custody, control, ownership, purchase, possession,
 6 or receipt of a firearm or ammunition issued pursuant to the
 7 "Extreme Risk Protective Order Act of 2018", P.L.2018, c.35
 8 (C.2C:58-20 et al.);

9 (11) To any person who is subject to or has violated a court order
 10 prohibiting the custody, control, ownership, purchase, possession,
 11 or receipt of a firearm or ammunition issued pursuant to P.L.2021,
 12 c.327 (C.2C:12-14 et al.);

13 (12) To any person who is subject to or has violated a temporary
 14 or final restraining order issued pursuant to the "Sexual Assault
 15 Survivor Protection Act of 2015," P.L.2015, c.147 (C.2C:14-13 et
 16 al.);

17 (13) To any person who has previously been voluntarily admitted
 18 or involuntarily committed to inpatient or outpatient treatment
 19 pursuant to section 1 of P.L.1987, c.116 (C.30:4-27.1), unless the
 20 court has expunged the person's record pursuant to P.L.1953, c.268
 21 (C.30:4-80.8 et seq.);

22 (14) To any person who is subject to an outstanding arrest
 23 warrant for an indictable crime in this State or for a felony, other
 24 than a felony to which section 1 of P.L.2022, c.50 (C.2A:160-14.1)
 25 would apply, in any other state or federal jurisdiction;

26 (15) To any person who is a fugitive from justice due to having
 27 fled from any state or federal jurisdiction to avoid prosecution for a
 28 crime, other than a crime to which section 1 of P.L.2022, c.50
 29 (C.2A:160-14.1) would apply, or to avoid giving testimony in any
 30 criminal proceeding; or

31 (16) To any person who has been convicted of more than one
 32 crime of the fourth degree in violation of sections 4, 5, or 6 of
 33 P.L. , c. (C.)(pending before the Legislature as this bill).

34 In order to obtain a permit to purchase a handgun or a firearms
 35 purchaser identification card, the applicant shall demonstrate that,
 36 within four years prior to the date of the application, the applicant
 37 satisfactorily completed a course of instruction approved by the
 38 superintendent in the lawful and safe handling and storage of
 39 firearms. The applicant shall be required to demonstrate
 40 completion of a course of instruction only once prior to obtaining
 41 either a firearms purchaser identification card or the applicant's first
 42 permit to purchase a handgun.

43 The applicant shall not be required to demonstrate completion of
 44 a course of instruction in order to obtain any subsequent permit to
 45 purchase a handgun, to replace an existing firearms purchaser
 46 identification card, or to renew a firearms purchaser identification
 47 card.

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1 An applicant who is a law enforcement officer who has satisfied
2 the requirements of subsection j. of N.J.S.2C:39-6, a retired law
3 enforcement officer who has satisfied the requirements of
4 subsection l. of N.J.S.2C:39-6, or a veteran who was honorably
5 discharged as a member of the United States Armed Forces or
6 National Guard who received substantially equivalent training shall
7 not be required to complete the course of instruction required
8 pursuant to the provisions of this subsection.

9 A person who obtained a permit to purchase a handgun or a
10 firearms purchaser identification card prior to the effective date of
11 P.L.2022, c.58 shall not be required to complete a course of
12 instruction pursuant to this subsection.

13 d. Issuance. The chief of police of an organized full-time
14 police department of the municipality where the applicant resides or
15 the superintendent, in all other cases, shall upon application, issue
16 to any person qualified under the provisions of subsection c. of this
17 section a permit to purchase a handgun or a firearms purchaser
18 identification card.

19 A firearms purchaser identification card issued following the
20 effective date of P.L.2022, c.58 shall display a color photograph
21 and **【a thumb print】** be electronically linked to the fingerprints of
22 the card holder. A person who obtained a firearms purchaser
23 identification card prior to the effective date of P.L.2022, c.58 shall
24 not be required to obtain a firearm purchaser identification card that
25 displays a color photograph and **【a thumb print】** is electronically
26 linked to the fingerprints. The superintendent shall establish
27 guidelines as necessary to effectuate the issuance of firearms
28 purchaser identification cards that display a color photograph and
29 **【a thumb print】** which is electronically linked to the fingerprints of
30 the card holder.

31 The requirements of this subsection concerning firearms
32 purchaser identification cards issued following the effective date of
33 P.L.2022, c.58 shall remain inoperative until such time as the
34 superintendent establishes a system to produce cards that comply
35 with this requirement and, until such time, applicants issued a
36 firearms purchaser identification card shall be provided with cards
37 that do not conform to the requirements of this section, which shall
38 be afforded force and effect until such time as the system is
39 established and a compliant card is issued in accordance with this
40 subsection. An applicant issued a non-compliant firearms purchaser
41 identification card shall obtain a card, at no cost to the applicant,
42 which conforms to the requirements of this section no later than one
43 year after receiving notice that the system to produce cards that
44 comply with this requirement is operational.

45 If an application for a permit or identification card is denied, the
46 applicant shall be provided with a written statement of the reasons
47 for the denial. Any person aggrieved by the denial of a permit or
48 identification card may request a hearing in the Superior Court of

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1 the county in which **【he】** the person resides if **【he】** the person is a
 2 resident of New Jersey or in the Superior Court of the county in
 3 which **【his】** the person's application was filed if **【he】** the person is
 4 a nonresident. The request for a hearing shall be made in writing
 5 within 30 days of the denial of the application for a permit or
 6 identification card. The applicant shall serve a copy of **【his】** the
 7 request for a hearing upon the chief of police of the municipality in
 8 which he resides, if **【he】** the person is a resident of New Jersey, and
 9 upon the superintendent in all cases. The hearing shall be held and
 10 a record made thereof within **【30】** 60 days of the receipt of the
 11 application for a hearing by the judge of the Superior Court. No
 12 formal pleading and no filing fee shall be required as a preliminary
 13 to a hearing. Appeals from the results of a hearing shall be in
 14 accordance with law.

15 The Administrative Director of the Courts shall coordinate with
 16 the superintendent in the development of an electronic filing system
 17 to receive requests for hearings and serve the chief of police and
 18 superintendent as required in this section.

19 e. Applications. Applications for permits to purchase a
 20 handgun and for firearms purchaser identification cards shall be in
 21 the form prescribed by the superintendent and shall set forth the
 22 name, residence, place of business, age, date of birth, occupation,
 23 **【sex】** any aliases or other names previously used by the applicant,
 24 gender, and physical description, including distinguishing physical
 25 characteristics, if any, of the applicant, and shall state whether the
 26 applicant is a citizen, whether **【he】** the applicant is an alcoholic **【,**
 27 habitual drunkard,】 as defined in section 2 of P.L.1975, c. 305 (C.
 28 26:2B-8) or is a drug-dependent person as defined in section 2 of
 29 P.L.1970, c.226 (C.24:21-2), whether **【he】** the applicant has ever
 30 been confined or committed to a mental institution or hospital for
 31 treatment or observation of a mental or psychiatric condition on a
 32 temporary, interim or permanent basis, giving the name and
 33 location of the institution or hospital and the dates of confinement
 34 or commitment, whether **【he】** the applicant has been attended,
 35 treated or observed by any doctor or psychiatrist or at any hospital
 36 or mental institution on an inpatient or outpatient basis for any
 37 mental or psychiatric condition, giving the name and location of the
 38 doctor, psychiatrist, hospital or institution and the dates of the
 39 occurrence, whether **【he】** the applicant presently or ever has been a
 40 member of any organization which advocates or approves the
 41 commission of acts of force and violence to overthrow the
 42 Government of the United States or of this State, or which seeks to
 43 deny others their rights under the Constitution of either the United
 44 States or the State of New Jersey, whether **【he】** the applicant has
 45 ever been convicted of a crime or disorderly persons offense,
 46 whether the **【person】** applicant is subject to a restraining order
 47 issued pursuant to the "Prevention of Domestic Violence Act of

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1 1991", P.L.1991, c.261 (C.2C:25-17 et seq.) prohibiting the
 2 **【person】 applicant** from possessing any firearm, whether the
 3 **【person】 applicant** is subject to a protective order issued pursuant
 4 to the "Extreme Risk Protective Order Act of 2018", P.L.2018, c.35
 5 (C.2C:58-20 et al.), whether the **【person】 applicant** is subject to a
 6 protective order issued pursuant to P.L.2021, c.327 (C.2C:12-14 et
 7 al.) prohibiting the **【person】 applicant** from possessing any firearm,
 8 and other information as the superintendent shall deem necessary
 9 for the proper enforcement of this chapter. For the purpose of
 10 complying with this subsection, the applicant shall waive any
 11 statutory or other right of confidentiality relating to institutional
 12 confinement. The application shall be signed by the applicant and
 13 shall contain as references the names and addresses of two
 14 reputable citizens personally acquainted with **【him】 the applicant**.

15 An application for a permit to purchase a handgun shall also
 16 indicate, with respect to each handgun listed on the form, whether
 17 the applicant is purchasing the handgun on the applicant's own
 18 behalf or on behalf of a third party and shall specify that the
 19 applicant is not an actual purchaser if the applicant is acquiring the
 20 handgun on behalf of another person, unless otherwise permitted by
 21 law.

22 Application blanks shall be obtainable from the superintendent,
 23 from any other officer authorized to grant a permit or identification
 24 card, and from licensed retail dealers, or shall be made available
 25 through an online process established or made available by the
 26 superintendent.

27 The chief police officer or the superintendent shall obtain the
 28 fingerprints of the applicant and shall have them compared with any
 29 and all records of fingerprints in the municipality and county in
 30 which the applicant resides and also the records of the State Bureau
 31 of Identification and the Federal Bureau of Investigation, provided
 32 that an applicant for a handgun purchase permit who possesses a
 33 valid firearms purchaser identification card, or who has previously
 34 obtained a handgun purchase permit from the same licensing
 35 authority for which **【he】 the applicant** was previously fingerprinted,
 36 and who provides other reasonably satisfactory proof of **【his】 the**
 37 applicant's identity, need not be fingerprinted again; however, the
 38 chief police officer or the superintendent shall proceed to
 39 investigate the application to determine whether or not the applicant
 40 has become subject to any of the disabilities set forth in this
 41 chapter.

42 f. Granting of permit or identification card; fee; term; renewal;
 43 revocation. The application for the permit to purchase a handgun
 44 together with a fee of **【\$2】 \$25**, or the application for the firearms
 45 purchaser identification card together with a fee of **【\$5】 \$50**, shall
 46 be delivered or forwarded to the licensing authority who, upon
 47 determining that the application is complete, shall investigate the

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1 same and, unless good cause for the denial thereof appears, shall
2 grant the permit or the identification card, or both, if application has
3 been made therefor, within 30 days from the date of receipt of the
4 completed application for residents of this State and within 45 days
5 for nonresident applicants. A permit to purchase a handgun shall be
6 valid for a period of 90 days from the date of issuance and may be
7 renewed by the issuing authority for good cause for an additional 90
8 days. A firearms purchaser identification card issued or renewed
9 after the effective date of P.L.2022, c.58 shall expire during the
10 tenth calendar year following its date of issuance and on the same
11 calendar day as the person's date of birth.

12 If the date of birth of the firearms purchaser identification card
13 holder does not correspond to a calendar day of the tenth calendar
14 year, the card shall expire on the last day of the birth month of the
15 card holder.

16 A firearms purchaser identification card issued pursuant to this
17 section may be renewed upon filing of a renewal application and
18 payment of the required fee, provided that the holder is not subject
19 to any of the disabilities set forth in subsection c. of this section and
20 complies with all other applicable requirements as set forth in
21 statute and regulation. If an application for renewal of a firearm
22 purchaser identification card is denied, the applicant shall be
23 provided with a written statement of the reasons for the denial. Any
24 person aggrieved by the denial of an application for renewal of a
25 firearm purchaser identification card may request a hearing in the
26 Superior Court of the county in which the person resides if the
27 person is a resident of New Jersey or in the Superior Court of the
28 county in which the person's application was filed if the person is a
29 nonresident. The request for a hearing shall be made in writing
30 within 30 days of the denial of the application for renewal of the
31 firearm purchaser identification card. The applicant shall serve a
32 copy of the request for a hearing upon the chief of police of the
33 municipality in which the applicant resides, if the person is a
34 resident of New Jersey, and upon the superintendent in all cases.
35 The hearing shall be held and a record made thereof within 60 days
36 of the receipt of the application for a hearing by the judge of the
37 Superior Court. A formal pleading and filing fee shall not be
38 required as a preliminary to a hearing. Appeals from the results of a
39 hearing shall be in accordance with law.

40 The Administrative Director of the Courts shall coordinate with
41 the superintendent in the development of an electronic filing system
42 to receive requests for hearings and serve the chief of police and
43 superintendent as required in this section.

44 A firearms purchaser identification card issued prior to the
45 effective date of P.L.2022, c.58 shall not expire.

46 A firearms purchaser identification card shall be void if the
47 holder becomes subject to any of the disabilities set forth in
48 subsection c. of this section, whereupon the card shall be returned

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1 within five days by the holder to the superintendent, who shall then
 2 advise the licensing authority. Failure of the holder to return the
 3 firearms purchaser identification card to the superintendent within
 4 the five days shall be an offense under subsection a. of N.J.S.2C:39-
 5 10. Any firearms purchaser identification card may be revoked by
 6 the Superior Court of the county wherein the card was issued, after
 7 hearing upon notice, upon a finding that the holder thereof no
 8 longer qualifies for the issuance of the permit. The county
 9 prosecutor of any county, the chief police officer of any
 10 municipality or any citizen may apply to the court at any time for
 11 the revocation of the card.

12 There shall be no conditions or requirements added to the form
 13 or content of the application, or required by the licensing authority
 14 for the issuance or renewal of a permit or identification card, other
 15 than those that are specifically set forth in this chapter.

16 g. Disposition of fees. All fees for permits shall be paid to the
 17 State Treasury for deposit into the Victims of Crime Compensation
 18 Office account if the permit is issued by the superintendent, to the
 19 municipality if issued by the chief of police, and to the county
 20 treasurer if issued by the judge of the Superior Court.

21 h. Form of permit; **【quadruplicate】** establishment of a web
 22 portal; disposition of **【copies】** the completed information. (1)
 23 Except as otherwise provided in paragraph (2) of this subsection,
 24 the permit shall be in the form prescribed by the superintendent and
 25 shall be issued to the applicant **【in quadruplicate】** electronically
 26 through e-mail or the web portal established or designated for this
 27 purpose by the superintendent or in such form or manner as may be
 28 authorized by the superintendent. Prior to the time **【he】** the
 29 applicant receives the handgun from the seller, the applicant shall
 30 **【deliver】** provide to the seller an acknowledgement of the permit in
 31 **【quadruplicate】** the form required under the process established by
 32 the superintendent, and the seller shall complete all of the
 33 information required on the **【form】** web portal. **【Within five days**
 34 **of the date of the sale, the seller shall forward the original copy】**
 35 This information shall be forwarded to the superintendent through
 36 the web portal, or in such other manner as may be authorized by the
 37 superintendent, and **【the second copy】** to the chief of police of the
 38 municipality in which the purchaser resides, except that in a
 39 municipality having no chief of police, **【the copy】** the information
 40 shall be forwarded to the superintendent. The **【third copy shall then**
 41 **be returned to the】** purchaser **【with the pistol or revolver】** shall
 42 retain a copy of the completed information and the **【fourth copy**
 43 **shall be kept by the】** seller shall retain a copy of the completed
 44 information as a permanent record.

45 A transfer of a handgun between or among immediate family
 46 members, law enforcement officers, or collectors of firearms or
 47 ammunition as curios or relics shall be conducted via the web portal

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1 established or designated by the superintendent, which shall include
 2 among other things a certification that the seller and purchaser are
 3 in fact immediate family members, law enforcement officers, or
 4 collectors of firearms or ammunition as curios or relics.

5 (2) The requirements of this subsection concerning the delivery
 6 and form of permit and disposition of copies shall not be applicable
 7 when these functions may be completed by utilizing an electronic
 8 system as described in paragraph (2) of subsection b. of
 9 N.J.S.2C:58-2 or section 5 of P.L.2022, c.55 (C.2C:58-3.3a).

10 i. Restriction on number of firearms person may purchase.
 11 Only one handgun shall be purchased or delivered on each permit
 12 and no more than one handgun shall be purchased within any 30-
 13 day period, but this limitation shall not apply to:

14 (1) a federal, State, or local law enforcement officer or agency
 15 purchasing handguns for use by officers in the actual performance
 16 of their law enforcement duties;

17 (2) a collector of handguns as curios or relics as defined in Title
 18 18, United States Code, section 921 (a) (13) who has in **【his】** the
 19 collector's possession a valid Collector of Curios and Relics
 20 License issued by the federal Bureau of Alcohol, Tobacco, Firearms
 21 and Explosives;

22 (3) transfers of handguns among licensed retail dealers,
 23 registered wholesale dealers and registered manufacturers;

24 (4) transfers of handguns from any person to a licensed retail
 25 dealer or a registered wholesale dealer or registered manufacturer;

26 (5) any transaction where the person has purchased a handgun
 27 from a licensed retail dealer and has returned that handgun to the
 28 dealer in exchange for another handgun within 30 days of the
 29 original transaction, provided the retail dealer reports the exchange
 30 transaction to the superintendent; or

31 (6) any transaction where the superintendent issues an exemption
 32 from the prohibition in this subsection pursuant to the provisions of
 33 section 4 of P.L.2009, c.186 (C.2C:58-3.4).

34 The provisions of this subsection shall not be construed to afford
 35 or authorize any other exemption from the regulatory provisions
 36 governing firearms set forth in chapter 39 and chapter 58 of Title
 37 2C of the New Jersey Statutes;

38 A person shall not be restricted as to the number of rifles or
 39 shotguns **【he】** the person may purchase, provided **【he】** the person
 40 possesses a valid firearms purchaser identification card and
 41 provided further that **【he】** the person signs the certification required
 42 in subsection b. of this section for each transaction.

43 j. Firearms passing to heirs or legatees. Notwithstanding any
 44 other provision of this section concerning the transfer, receipt or
 45 acquisition of a firearm, a permit to purchase or a firearms
 46 purchaser identification card shall not be required for the passing of
 47 a firearm upon the death of an owner thereof to **【his】** the owner's
 48 heir or legatee, whether the same be by testamentary bequest or by

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1 the laws of intestacy. The person who shall so receive, or acquire
2 the firearm shall, however, be subject to all other provisions of this
3 chapter. If the heir or legatee of the firearm does not qualify to
4 possess or carry it, **he** the heir or legatee may retain ownership of
5 the firearm for the purpose of sale for a period not exceeding 180
6 days, or for a further limited period as may be approved by the chief
7 law enforcement officer of the municipality in which the heir or
8 legatee resides or the superintendent, provided that the firearm is in
9 the custody of the chief law enforcement officer of the municipality
10 or the superintendent during that period.

11 k. Sawed-off shotguns. Nothing in this section shall be
12 construed to authorize the purchase or possession of any sawed-off
13 shotgun.

14 l. Nothing in this section and in N.J.S.2C:58-2 shall apply to
15 the sale or purchase of a visual distress signalling device approved
16 by the United States Coast Guard, solely for possession on a private
17 or commercial aircraft or any boat; provided, however, that no
18 person under the age of 18 years shall purchase nor shall any person
19 sell to a person under the age of 18 years a visual distress signalling
20 device.

21 m. The provisions of subsections a. and b. of this section and
22 paragraphs (4) and (5) of subsection a. of N.J.S.2C:58-2 shall not
23 apply to the purchase of firearms by a law enforcement agency for
24 use by law enforcement officers in the actual performance of the
25 current or former judge's duties, which purchase may be made
26 directly from a manufacturer or from a licensed dealer located in
27 this State or any other state.

28 n. For the purposes of this section, "immediate family" means a
29 spouse, domestic partner as defined in section 3 of P.L.2003, c.246
30 (C.26:8A-3), partner in a civil union couple as defined in section 2
31 of P.L.2006, c.103 (C.37:1-29), parent, stepparent, grandparent,
32 sibling, stepsibling, child, stepchild, and grandchild, as related by
33 blood or by law.

34 o. Registration of handguns owned by new residents. Any
35 person who becomes a resident of this State following the effective
36 date of P.L.2022, c.52 and who transports into this State a firearm
37 that the person owned or acquired while residing in another state
38 shall apply for a firearm purchaser identification card within 60
39 days of becoming a New Jersey resident, and shall register any
40 handgun so transported into this State within 60 days as provided in
41 this subsection.

42 A person who registers a handgun pursuant to this subsection
43 shall complete a registration statement, which shall be in a form
44 prescribed by the superintendent. The information provided in the
45 registration statement shall include, but shall not be limited to, the
46 name and address of the person and the make, model, and serial
47 number of the handgun being registered. Each registration
48 statement shall be signed by the person, and the signature shall

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1 constitute a representation of the accuracy of the information
2 contained in the registration statement.

3 The registration statement shall be submitted to the law
4 enforcement agency of the municipality in which the person resides
5 or, if the municipality does not have a municipal law enforcement
6 agency, any State Police station.

7 Within 60 days prior to the effective date of P.L.2022, c.52, the
8 superintendent shall prepare the form of registration statement as
9 described in this subsection and shall provide a suitable supply of
10 statements to each organized full-time municipal police department
11 and each State Police station.

12 A person who fails to apply for a firearm purchaser identification
13 card or register a handgun as required pursuant to this subsection
14 shall be granted 30 days to comply with the provisions of this
15 subsection. If the person does not comply within 30 days, the
16 person shall be liable to a civil penalty of \$250 for a first offense
17 and shall be guilty of a disorderly persons offense for a second or
18 subsequent offense.

19 If a person is in possession of multiple firearms or handguns in
20 violation of this subsection, the person shall be guilty of one
21 offense under this subsection provided the violation is a single
22 event.

23 The civil penalty shall be collected pursuant to the "Penalty
24 Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10 et seq.) in
25 a summary proceeding before the municipal court having
26 jurisdiction. A law enforcement officer having enforcement
27 authority in that municipality may issue a summons for a violation,
28 and may serve and execute all process with respect to the
29 enforcement of this subsection consistent with the Rules of Court.

30 (cf: P.L.2022, c.58, s.1)

31

32 3. N.J.S.2C:58-4 is amended to read as follows:

33 2C:58-4. a. Scope and duration of authority. Any person who
34 holds a valid permit to carry a handgun issued pursuant to this
35 section shall be authorized to carry a handgun in a holster concealed
36 on their person in all parts of this State, except as prohibited by
37 subsection e. of N.J.S.2C:39-5 and section 7 of P.L. , c. (C.)
38 (pending before Legislature as this bill). One permit shall be
39 sufficient for all handguns owned by the holder thereof, but the
40 permit shall apply only to a handgun carried by the actual and legal
41 holder of the permit and, except as otherwise provided in subsection
42 b. of section 6 of P.L. , c. (C.)(pending before the
43 Legislature as this bill), shall not be construed to authorize a holder
44 to carry a handgun openly, provided that a brief, incidental
45 exposure of a handgun while transferring it to or from a holster or
46 due to the shifting of the person's body position or clothing shall be
47 deemed a de minimis infraction within the contemplation of
48 N.J.S.2C:2-11.

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1 All permits to carry handguns shall expire two years from the
 2 date of issuance or, in the case of an employee of an armored car
 3 company, upon termination of **[his]** the employee's employment by
 4 the company occurring prior thereto whichever is earlier in time,
 5 and they may thereafter be renewed every two years in the same
 6 manner and subject to the same conditions as in the case of original
 7 applications.

8 b. Application forms. All applications for permits to carry
 9 handguns, and all applications for renewal of permits, shall be made
 10 on the forms and in the manner prescribed by the superintendent.
 11 Each application shall set forth the full name, date of birth, **[sex]**
 12 gender, residence, occupation, place of business or employment,
 13 any aliases or other names previously used by the applicant, and
 14 physical description of the applicant, and any other information the
 15 superintendent may prescribe for the determination of the
 16 applicant's eligibility for a permit and for the proper enforcement of
 17 this chapter. The application shall be signed by the applicant under
 18 oath, and shall be **[indorsed]** endorsed by **[three]** not less than four
 19 reputable persons who are not related by blood or by law to the
 20 applicant and have known the applicant for at least three years
 21 preceding the date of application, and who shall certify thereon that
 22 the applicant **[is a person of good moral character and behavior]**
 23 has not engaged in any acts or made any statements that suggest the
 24 applicant is likely to engage in conduct, other than lawful self-
 25 defense, that would pose a danger to the applicant or others. The
 26 reputable persons also shall provide relevant information supporting
 27 the certification, including the nature and extent of their
 28 relationship with the applicant and information concerning their
 29 knowledge of the applicant's use of drugs or alcohol.

30 c. Investigation and approval. Each application shall be
 31 accompanied by a \$200 application fee and shall in the first
 32 instance be submitted to the chief police officer of the municipality
 33 in which the applicant resides, or to the superintendent **[,]** if: (1)
 34 **[if]** the applicant is an employee of an armored car company **[, or]**
 35 **;** (2) **[if]** there is no chief police officer in the municipality where
 36 the applicant resides **[, or]** **;** (3) **[if]** the applicant does not reside in
 37 this State; or (4) the applicant is a mayor or other elected member
 38 of the municipal governing body.

39 In the case of an application made to the chief police officer of a
 40 municipality, \$150 of the fee shall be retained by the municipality
 41 and the remaining \$50 shall be forwarded to the superintendent.
 42 The fee amount retained by the municipality shall be used to defray
 43 the costs of investigation, administration, and processing of the
 44 permit to carry handgun applications. Application fees made to the
 45 superintendent shall be deposited into the Victims of Crime
 46 Compensation Office account.

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1 The chief police officer, or the superintendent, as the case may
 2 be, shall determine whether the application is complete and, if so,
 3 shall cause the fingerprints of the applicant to be taken and
 4 compared with any and all records maintained by the municipality,
 5 the county in which it is located, the State Bureau of Identification
 6 and the Federal Bureau of Identification. **【He】** The chief police
 7 officer or the superintendent, as the case may be, shall also determine
 8 and record a complete description of each handgun the applicant
 9 intends to carry. The chief police officer, or the superintendent, as
 10 the case may be, shall interview the applicant and the persons
 11 endorsing the application under subsection b. of this section, and
 12 shall make inquiry concerning, and investigate to the extent
 13 warranted, whether the applicant is likely to engage in conduct that
 14 would result in harm to the applicant or others, including, but not
 15 limited to, whether the applicant has any history of threats or acts of
 16 violence by the applicant directed toward self or others or any
 17 history of use, attempted use, or threatened use of physical force by
 18 the applicant against another person, or other incidents implicating
 19 the disqualifying criteria set forth in subsection c. of N.J.S.2C:58-3,
 20 including but not limited to determining whether the applicant has
 21 been subject to any recent arrests or criminal charges for
 22 disqualifying crimes or has been experiencing any mental health
 23 issues such as suicidal ideation or violent impulses, and the
 24 applicant's use of drugs or alcohol.

25 The chief police officer or the superintendent may require such
 26 other information from the applicant or any other person, including
 27 but not limited to publicly available statements posted or published
 28 online by the applicant, as the chief police officer or superintendent
 29 deems reasonably necessary to conduct the review of the
 30 application.

31 **【No】** An application shall not be approved by the chief police
 32 officer or the superintendent unless the applicant demonstrates that
 33 **【he】** the applicant is not subject to any of the disabilities set forth
 34 in subsection c. of N.J.S.2C:58-3, that 【he】 the applicant is
 35 thoroughly familiar with the safe handling and use of handguns,
 36 including providing proof of completion of any training or
 37 proficiency requirements established under the law, and that 【he
 38 has a justifiable need to carry a handgun】 the applicant is in
 39 compliance with the firearm carry liability insurance requirement of
 40 section 4 of P.L. , c. (C.)(pending before the Legislature as this
 41 bill).

42 **【Each application form shall be accompanied by a written**
 43 **certification of justifiable need to carry a handgun, which shall be**
 44 **under oath and, in the case of a private citizen, shall specify in**
 45 **detail the urgent necessity for self-protection, as evidenced by**
 46 **specific threats or previous attacks which demonstrate a special**
 47 **danger to the applicant's life that cannot be avoided by means other**

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1 than by issuance of a permit to carry a handgun. Where possible,
 2 the applicant shall corroborate the existence of any specific threats
 3 or previous attacks by reference to reports of the incidents to the
 4 appropriate law enforcement agencies.

5 If ~~Once~~ the application is ~~not approved~~ deemed complete by
 6 the chief police officer or the superintendent , if it is not approved
 7 or denied by the chief police officer or the superintendent within
 8 ~~60~~ 90 days of filing, it shall be deemed to have been approved
 9 [unless the applicant agrees]; provided, however, the chief police
 10 officer or the superintendent may, for good cause shown and upon
 11 written notification to the applicant, extend by up to an additional
 12 30 days the time period for which the application may be approved
 13 or denied. The written notification sent to the applicant shall
 14 provide a detailed explanation of the reasons for the extension. An
 15 applicant also may agree in writing to an additional extension of
 16 time [in writing] past the 120 day statutory time frame.

17 d. Issuance ~~[by Superior Court]~~ of permit; establishment of
 18 web portal; disposition of completed information; fee. If the
 19 application has been approved by the chief police officer or the
 20 superintendent, as the case may be, the ~~[applicant shall forthwith~~
 21 present it to the Superior Court of the county in which the applicant
 22 resides, or to the Superior Court in any county where he intends to
 23 carry a handgun, in the case of a nonresident or employee of an
 24 armored car company. The court shall] chief police officer or the
 25 superintendent shall issue the permit to the applicant in the form
 26 prescribed by the superintendent.

27 The permit shall be issued to the applicant electronically through
 28 electronic mail or through the web portal established or designated
 29 for this purpose by the superintendent, or in such form or manner as
 30 may be authorized by the superintendent, if, but only if, [it is
 31 satisfied] the chief police officer or superintendent determines that
 32 the applicant;

33 (1) is a person [of good character] who has not engaged in any
 34 acts or made any statements that suggest the applicant is likely to
 35 engage in conduct, other than lawful self-defense, that would pose a
 36 danger to the applicant or others and who is not subject to any of
 37 the disabilities set forth in subsection c. of N.J.S.2C:58-3, ~~[that he~~
 38 is];

39 (2) is thoroughly familiar with the safe handling and use of
 40 handguns [,] ; and [that he has a justifiable need to carry a
 41 handgun in accordance with the provisions of subsection c. of this
 42 section. The court may at its discretion issue a limited-type permit
 43 which would restrict the applicant as to the types of handguns he
 44 may carry and where and for what purposes the handguns may be
 45 carried]

46 (3) has completed the training requirements established pursuant
 47 to subsection g. of this section, provided that any requirement for

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1 classroom instruction and target training shall not be required for a
2 renewal applicant who completed the instruction and training when
3 obtaining a permit to carry a handgun issued within the previous
4 two years; and

5 (4) is in compliance with the firearm carry liability insurance
6 requirement of section 4 of P.L. , c. (C.)(pending before the
7 Legislature as this bill).

8 At the time of issuance, the applicant shall pay to the county
9 clerk of the county where the permit was issued a permit fee of
10 **[\$20] \$50.**

11 e. Appeals from denial of applications. An applicant who is
12 denied a permit to carry a handgun shall be provided with a written
13 statement of the reasons for the denial. Any **[person]** applicant
14 aggrieved by the denial by the chief police officer or the
15 superintendent of approval for a permit to carry a handgun may
16 request a hearing in the Superior Court of the county in which **[he]**
17 the applicant resides or in any county in which **[he]** the applicant
18 intends to carry a handgun, in the case of a nonresident, by filing a
19 written request for a hearing within 30 days of the denial. **[Copies]**
20 The aggrieved applicant shall serve copies of the request **[shall be**
21 **served]** upon the superintendent, the county prosecutor, and the
22 chief police officer of the municipality where the applicant resides,
23 if **[he]** the applicant is a resident of this State. The hearing shall be
24 held within **[30] 60** days of the filing of the request, and no formal
25 pleading or filing fee shall be required. Appeals from the
26 determination at the hearing shall be in accordance with law and the
27 rules governing the courts of this State.

28 **[If the superintendent or chief police officer approves an**
29 **application and the Superior Court denies the application and**
30 **refuses to issue a permit, the applicant may appeal the denial in**
31 **accordance with law and the rules governing the courts of this**
32 **State.]**

33 The Administrative Director of the Courts shall coordinate with
34 the superintendent in the development of an electronic filing system
35 to receive requests for hearings and serve the chief of police and
36 superintendent as required in this section.

37 f. Revocation of permits. Any permit issued under this section
38 shall be void at the time the holder thereof becomes subject to any
39 of the disabilities set forth in subsection c. of N.J.S.2C:58-3, and
40 the holder of a void permit shall immediately surrender the permit
41 to the superintendent who shall give notice to the licensing
42 authority. Any permit may be revoked by the Superior Court, after
43 hearing upon notice to the holder, if the court finds that the holder
44 is no longer qualified for the issuance of a permit. The county
45 prosecutor of any county, the chief police officer of any
46 municipality, the superintendent, or any citizen may apply to the

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1 court at any time for the revocation of any permit issued pursuant to
2 this section.

3 g. Training requirement. (1) The superintendent shall establish
4 training requirements in the lawful and safe handling and storage of
5 firearms, which shall consist of an online course of instruction, in-
6 person classroom instruction, and target training administered by a
7 certified firearm instructor on a firing range approved by the
8 superintendent and on the list of approved ranges published on the
9 State Police website. The training shall include, but not be limited to,
10 demonstration of a level of proficiency in the use of a handgun in
11 such manner as required by the superintendent and training,
12 developed or approved in conjunction with the Police Training
13 Commission, on justification in the use of deadly force under State
14 law.

15 (2) A person who obtained a permit pursuant to this section prior to
16 the effective date of P.L. , c. (C.) (pending before the
17 Legislature as this bill) shall comply with the training requirement
18 established pursuant to this subsection within 90 days following the
19 effective date of P.L. , c. (C.) (pending before the Legislature
20 as this bill)

21 h. For purposes of this section, "holster" means a device or
22 sheath that secures a handgun which, at a minimum, is equipped
23 with a retention strap, conceals and protects the main body of the
24 firearm, maintains the firearm in a consistent and accessible
25 position, and renders the trigger covered and inaccessible while the
26 handgun is fully seated in the holster.

27 (cf: P.L.2018, c.37, s.1)
28

29 4. (New section) a. Every private citizen who carries a handgun
30 in public in this State shall maintain liability insurance coverage, under
31 provisions approved by the Commissioner of Banking and Insurance,
32 insuring against loss resulting from liability imposed by law for bodily
33 injury, death, and property damage sustained by any person arising out
34 of the ownership, maintenance, operation or use of a firearm carried in
35 public wherein such coverage shall be at least in:

36 (1) an amount or limit of \$100,000, exclusive of interest and costs,
37 on account of injury to, or death of, one person, in any one incident;

38 (2) an amount or limit, subject to such limit for any one person so
39 injured or killed, of \$300,000, exclusive of interest and costs, on
40 account of injury to or death of, more than one person, in any one
41 incident; and

42 (3) an amount or limit of \$25,000, exclusive of interest and costs,
43 for damage to property in any one incident.

44 b. Proof of insurance as required in subsection a. of this section
45 shall be produced and displayed by the person carrying a handgun in
46 public upon request to any law enforcement officer or to any person
47 who has suffered or makes a good faith claim to have suffered either

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1 injury or property damage arising out of the ownership, maintenance,
2 operation or use of a firearm carried in public.

3 c. A violation of this section shall be a crime of the fourth degree
4 and shall constitute full and sufficient grounds for revocation of a
5 permit to carry a handgun issued pursuant to N.J.S.2C:58-4.

6
7 5. (New section) Safe carry requirements for authorized
8 holders of a permit to carry a handgun.

9 a. The holder of a permit to carry a handgun issued pursuant to
10 N.J.S.2C:58-4 shall not:

11 (1) use or consume alcohol, a cannabis item, or a controlled
12 substance while carrying a handgun;

13 (2) be under the influence of alcohol, cannabis, or a controlled
14 substance while carrying a handgun;

15 (3) carry a handgun in public outside of a holster or carry a
16 handgun in public in a holster that does not meet the requirements
17 of subsection g. of N.J.S.2C:58-4;

18 (4) carry more than two firearms under the permittee's control at
19 one time; or

20 (5) engage in an unjustified display of a handgun.

21 (6) if carrying a handgun in public, refuse to provide the
22 handgun to a law enforcement officer upon request for purposes of
23 inspecting the handgun.

24 A violation of this subsection shall be a crime of the fourth
25 degree, and any such violation shall constitute full and sufficient
26 grounds for revocation of a permit to carry a handgun issued
27 pursuant to N.J.S.2C:58-4.

28 b. The holder of a permit to carry a handgun issued pursuant to
29 N.J.S.2C:58-4, if stopped or detained by a law enforcement officer
30 while carrying a handgun in public, shall:

31 (1) immediately disclose to the law enforcement officer that they
32 are carrying a handgun; and

33 (2) display the permit to carry a handgun and proof of firearm
34 public carry liability insurance required pursuant to section 4 of
35 P.L. , c. (C.)(pending before the Legislature as this bill) upon
36 the request of the officer.

37 A violation of paragraph (1) of this section shall be a crime of
38 the fourth degree. A person who violates paragraph (2) of this
39 subsection shall be guilty of a disorderly persons offense for a first
40 offense and subject to a \$100 fine and a crime of the fourth degree
41 for a second or subsequent offense.

42
43 6. (New section) Requirements and restrictions on the lawful
44 carrying of a handgun in public.

45 In addition to any criminal penalties under subsection b. of
46 N.J.S.2C:39-5, section 7 of P.L. , c. (C.)(pending before the
47 Legislature as this bill), or any other law, it shall be a crime of the
48 fourth degree for any person in a public place:

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1 a. to carry a handgun concealed on or about their person, except
 2 as permitted in accordance with N.J.S.2C:39-6, without possessing on
 3 their person a valid and lawfully issued permit to carry under
 4 N.J.S.2C:58-4 and proof of firearm public carry liability insurance
 5 required pursuant to section 4 of P.L. , c. (C.)(pending before the
 6 Legislature as this bill); or

7 b. to carry a handgun openly, whether or not in possession of a
 8 valid and lawfully issued permit to carry under N.J.S.2C:58-4 and
 9 proof of handgun public carry liability insurance required pursuant to
 10 section 4 of P.L. , c. (C.)(pending before the Legislature as this bill).
 11

12 7. (New section) Places where the carrying of a weapon is
 13 prohibited.

14 a. Except as otherwise provided in this section, it shall be a crime
 15 of the third degree for any person, other than a person lawfully
 16 carrying a firearm within the authorized scope of an exemption set
 17 forth in N.J.S.2C:39-6 and only to the extent permitted by the entity
 18 responsible for security at the place in question, to knowingly carry a
 19 weapon, as defined in subsection r. of N.J.S.2C:39-1, in any of the
 20 following places, including in or upon any part of the buildings,
 21 grounds, or parking area of:

22 (1) a place owned, leased, or under the control of State, county or
 23 municipal government used for the purpose of government
 24 administration, including but not limited to police stations;

25 (2) a courthouse, courtroom, or any other premises used to conduct
 26 judicial or court administrative proceedings or functions;

27 (3) a State, county, or municipal correctional or juvenile justice
 28 facility, jail and any other place maintained by or for a governmental
 29 entity for the detention of criminal suspects or offenders;

30 (4) a State-contracted half-way house;

31 (5) a location being used as a polling place during the conduct of an
 32 election;

33 (6) within 100 feet of a place where a public gathering,
 34 demonstration or event is held for which a government permit is
 35 required, during the conduct of such gathering, demonstration or
 36 event;

37 (7) a school, college, university or other educational institution, and
 38 on any school bus;

39 (8) a child care facility or day care center;

40 (9) a nursery school, pre-school, zoo, or summer camp;

41 (10) a park, beach, recreation facility or area or playground owned
 42 or controlled by a State, county or local government unit, or any part
 43 of such a place, which is designated as a gun free zone by the
 44 governing authority based on considerations of public safety;

45 (11) at youth sports events, as defined in N.J.S.5:17-1, during and
 46 immediately preceding and following the conduct of the event;

47 (12) a publicly owned or leased library or museum;

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1 (13) a shelter for the homeless, emergency shelter for the homeless,
2 basic center shelter program, shelter for homeless or runaway youth,
3 children's shelter, child care shelter, shelter for victims of domestic
4 violence, or any shelter under the control of the Juvenile Justice
5 Commission or the Department of Children and Families;

6 (14) a community residence for persons with developmental
7 disabilities, head injuries, or terminal illnesses, or any other residential
8 setting licensed by the Department of Human Services or Department
9 of Health;

10 (15) a bar or restaurant where alcohol is served, and any other site
11 or facility where alcohol is sold for consumption on the premises;

12 (16) a site or facility where cannabis is sold for consumption on the
13 premises;

14 (17) a privately or publicly owned and operated entertainment
15 facility within this State, including but not limited to a theater,
16 stadium, museum, arena, racetrack or other place where performances,
17 concerts, exhibits, games or contests are held;

18 (18) a casino and related facilities, including but not limited to
19 appurtenant hotels, retail premises, restaurant and bar facilities, and
20 entertainment and recreational venues located within the casino
21 property;

22 (19) a plant or operation that produces, converts, distributes or
23 stores energy or converts one form of energy to another;

24 (20) an airport or public transportation hub;

25 (21) a health care facility, including but not limited to a general
26 hospital, special hospital, mental hospital, public health center,
27 diagnostic center, treatment center, rehabilitation center, extended care
28 facility, skilled nursing home, nursing home, intermediate care facility,
29 tuberculosis hospital, chronic disease hospital, maternity hospital,
30 outpatient clinic, dispensary, assisted living center, home health care
31 agency or residential health care facility;

32 (22) a facility licensed or regulated by the Department of Human
33 Services or Department of Health, other than a health care facility, that
34 provides addiction or mental health treatment or support services;

35 (23) a public location being used for making motion picture or
36 television images for theatrical, commercial or educational purposes,
37 during the time such location is being used for that purpose;

38 (24) private property, including but not limited to residential,
39 commercial, industrial, agricultural, institutional or undeveloped
40 property, unless the owner has provided express consent or has posted
41 a sign indicating that it is permissible to carry on the premises a
42 concealed handgun with a valid and lawfully issued license under
43 N.J.S.2C:58-4; and

44 (25) any other place in which the carrying of a handgun is
45 prohibited by statute or rule or regulation promulgated by a federal or
46 State agency or by municipal ordinance or regulation.

47 b. (1) A person, other than a person lawfully carrying a firearm
48 within the authorized scope of an exemption set forth in subsection a.

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1 or c. of N.J.S.2C:39-6, who is otherwise authorized under the law to
2 carry or transport a firearm shall not do so while in a vehicle in New
3 Jersey, unless the handgun is unloaded and contained in a closed and
4 securely fastened case, gunbox, or locked unloaded in the trunk of the
5 vehicle.

6 (2) A holder of a valid and lawfully issued permit to carry a
7 handgun shall not leave a handgun outside of their immediate
8 possession or control within a parked vehicle, unless the handgun is
9 unloaded and contained in a closed and securely fastened case, or
10 gunbox, and is not visible from outside of the vehicle, or is locked
11 unloaded in the trunk or storage area of the vehicle.

12 A violation of paragraph (1) or (2) of this subsection is a crime of
13 the fourth degree.

14 c. Notwithstanding the provisions of subsections a. and b. of this
15 section, the holder of a valid and lawfully issued permit to carry under
16 N.J.S.2C:58-4 who is otherwise prohibited under this section from
17 carrying a concealed firearm into the parking area of a prohibited
18 location specified in subsection a. of this section shall be permitted to:

19 (1) transport a concealed handgun or ammunition within a vehicle
20 into or out of the parking area, provided that the handgun is unloaded
21 and contained in a closed and securely fastened case, gunbox, or
22 locked unloaded in the trunk or storage area of the vehicle;

23 (2) store a handgun or ammunition within a locked lock box and out
24 of plain view within the vehicle in the parking area;

25 (3) transport a concealed handgun in the immediate area
26 surrounding their vehicle within a prohibited parking lot area only for
27 the limited purpose of storing or retrieving the handgun within a
28 locked lock box in the vehicle's trunk or other place inside the vehicle
29 that is out of plain view; and

30 (4) transport a concealed handgun from a vehicle parked within a
31 prohibited parking lot area to a place other than a prohibited place
32 enumerated in subsection a. of this section, provided that the person
33 immediately leaves the parking lot area and does not enter into or on
34 the grounds of the prohibited place with the handgun.

35 d. The holder of a valid and lawfully issued permit to carry under
36 N.J.S.2C:58-4 shall not be in violation of subsection a. of this section
37 while the holder is traveling along a public right-of-way that touches
38 or crosses any of the places enumerated in subsection a. of this section
39 if the concealed handgun is carried on their person in accordance with
40 the provisions of this act or is being transported in a vehicle by the
41 permit holder in accordance with all other applicable provisions of
42 law.

43 e. (1) Nothing in this act shall be construed to prohibit the holder
44 of a valid and lawfully issued permit under N.J.S.2C:58-4 who is
45 lawfully authorized to provide security at a place enumerated in
46 subsection a. of this section from carrying a firearm, openly or
47 concealed, provided that the authorization is set forth in writing, and

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1 only to the extent permitted by the entity responsible for security at the
2 place in question.

3 (2) Unless otherwise required or prohibited by law, the owner or
4 entity in control of any place enumerated in subsection a. of this
5 section or owner or entity responsible for providing security may allow
6 or prohibit retired law enforcement officers who are authorized to
7 possess and carry a handgun pursuant to subsection l. of N.J.S.2C:39-6
8 or qualified retired law enforcement officers within the meaning of
9 the federal "Law Enforcement Officers Safety Act of 2004," Pub.L.
10 108-277 to carry a concealed handgun on the premises of such place.

11 f. Nothing in this section shall prohibit the carrying of a firearm
12 where it is otherwise expressly authorized by law.

13
14 8. (New section) A person purchasing a firearm or firearm
15 ammunition shall be required to disclose in a written document under
16 penalty, on a form prescribed by the superintendent, whether the
17 firearm or ammunition to be purchased is intended to be transferred to
18 a third party, and the name and address of that third party, if known.

19
20 9. (New section) Notwithstanding any provision of the
21 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.)
22 to the contrary, the Superintendent of State Police may adopt
23 immediately upon filing with the Office of Administrative Law such
24 regulations as the Superintendent deems necessary to implement the
25 provisions of this act, which shall be effective for a period not to
26 exceed 18 months, and may thereafter be amended, adopted, or
27 readopted by the Superintendent in accordance with the requirements
28 of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1
29 et seq.).

30
31 10. Sections 2 and 7 of this act shall take effect immediately,
32 section 8 of this act shall take effect on the first day of second month
33 next following the date of enactment, and the remainder of this act
34 shall take effect on the first day of the seventh month next following
35 the date of enactment, but the Attorney General, Superintendent of
36 State Police, and Commissioner of Banking and Insurance may take
37 such anticipatory action as is necessary for the implementation of
38 this act.

STATEMENT

42
43 This bill removes from current law the justifiable need standard,
44 which is necessary to hold a permit to carry a handgun in this State,
45 in accordance with a recent decision of the United States Supreme
46 Court in New York State Rifle & Pistol Association v Bruen. In
47 addition, the bill establishes certain criteria for obtaining a permit to
48 carry a handgun and codifies certain venues at which the right to

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1 carry firearms would be restricted due to security and safety
2 concerns.

3 Under current law, in order to lawfully carry a handgun in
4 public, it is necessary for a private citizen to obtain a permit to
5 carry a handgun. Applicants for a permit to carry a handgun need
6 the approval of the chief of police in the municipality where they
7 reside and the approval of a Superior Court judge in the county
8 where they reside. Approval is contingent upon a person submitting,
9 along with the application, a written certification establishing
10 justifiable need. Justifiable need is defined as the urgent necessity
11 for self-protection, as evidenced by specific threats or previous
12 attacks which demonstrate a special danger to the applicant's life
13 that cannot be avoided by means other than by issuance of a permit
14 to carry a handgun. This bill eliminates the justifiable need
15 standard.

16 The bill also expands the disqualifying criteria that would
17 prohibit a person from obtaining a firearm purchaser identification
18 card (FPIC), permit to purchase a handgun (PPH), or permit to carry
19 a handgun. Under current law, a person who receives these
20 documents is required to be of "good character" and "good repute" in
21 the community and not subject to any of the disqualifying criteria
22 listed in subsection c. of N.J.S.2C:58-3. The bill expands the list of
23 disqualifying criteria to include:

- 24 • persons presently confined for a mental disorder as a voluntary
25 admission or involuntary commitment for inpatient or
26 outpatient treatment;
- 27 • persons who have violated a temporary or final restraining
28 order issued pursuant to the "Prevention of Domestic
29 Violence Act of 1991" or a temporary or final domestic
30 violence restraining order issued in another jurisdiction
31 prohibiting the person from possessing any firearm;
- 32 • persons who are subject to or have violated a temporary or
33 final restraining order issued pursuant to the "Sexual Assault
34 Survivor Protection Act of 2015";
- 35 • persons who have previously been voluntarily admitted or
36 involuntarily committed to inpatient or outpatient mental health
37 treatment, unless the court has expunged the person's record;
- 38 • persons who are subject to an outstanding arrest warrant for an
39 indictable crime in this State or for a felony in any other state
40 or federal jurisdiction. This provision would not include
41 individuals seeking reproductive health care services in this
42 State;
- 43 • persons who are a fugitive from justice due to having fled from
44 any state or federal jurisdiction to avoid prosecution for a crime
45 or to avoid giving testimony in any criminal proceeding. This
46 provision would not include individuals seeking reproductive
47 health care services in this State; and

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- 1 • persons who are convicted of a fourth degree crime for
2 violating the handgun carry requirements established under the
3 bill.

4 The bill also makes several changes to the procedure for applying
5 for an FPIC or PPH. Under the bill, an applicant would be required to
6 provide any aliases or other names previously used by the applicant.
7 A PPH applicant also would be required to indicate, with respect to
8 each handgun listed on the form, whether the applicant is purchasing
9 the handgun on the applicant's own behalf or on behalf of a third
10 party. In addition, the bill increases the fee to obtain an FPIC from
11 two dollars to \$25. The fee for the PPH would be increased from
12 five dollars to \$50.

13 In addition, this bill renders a recent enactment (P.L.2022, c.58),
14 which requires FPICs to display a picture and thumb print,
15 inoperative until the Superintendent of State Police establishes a
16 system for issuing these cards. The bill also clarifies that the FPIC
17 would be electronically linked to the fingerprints of the card holder,
18 rather than displaying a thumb print.

19 The bill also codifies the electronic method for reporting
20 handgun sales. Under current law, the PPH is issued as a
21 quadruplicate document. A firearm retailer is required to complete
22 all four of the documents prior to selling a handgun and send the
23 first copy to Superintendent of State Police and the second copy to
24 the chief of police of the municipality in which the purchaser
25 resides. The third copy is retained by the retail dealer and may be
26 subject to inspection by law enforcement at any reasonable time.
27 The purchaser retains the fourth copy as a permanent record. This
28 bill codifies the current procedure established by the State Police,
29 which established a web portal for electronically reporting handgun
30 sales. The bill also requires that handgun transfers between or
31 among immediate family members, law enforcement officers, or
32 collectors of firearms or ammunition as curios or relics are to be
33 conducted via the web portal.

34 In addition, the bill revises the application process for obtaining
35 a permit to carry a handgun. Under current law, a person applying
36 for a permit to carry a handgun is required to provide endorsements
37 from three people who have known the applicant for at least three
38 years and can attest that he or she is of good moral character and
39 behavior. The bill requires an applicant to provide endorsements
40 from five people who are unrelated to the applicant. The persons
41 providing the endorsement are to provide relevant information,
42 including the nature and extent of their relationship with the
43 applicant and information concerning their knowledge of the
44 applicant's use of drugs or alcohol. The bill also requires the chief
45 of police or superintendent, as appropriate, to interview the
46 applicant and persons providing the endorsement. The interviewer
47 is to inquire whether the applicant is likely to engage in conduct
48 that would result in harm to the applicant or others. Additionally,

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1 the interviewer is to inquire whether the applicant has any history of
2 threats or acts of violence by the applicant directed toward self or
3 others or any history of use, attempted use, or threatened use of
4 physical force by the applicant against another person, or other
5 incidents implicating the criteria that would disqualify a person
6 from obtaining a FPIC or PPH. The chief of police or the
7 superintendent also may require information from the applicant or
8 any other person pertaining to publicly available statements posted
9 or published online by the applicant. The bill also extends the time
10 frame which the superintendent or chief of police is required to
11 approve or deny an application for a permit to carry a handgun
12 application from 60 to 90 days.

13 The bill also requires the Superintendent of State Police to
14 establish a training requirement in the lawful and safe handling and
15 storage of firearms for persons who obtain a permit to carry a
16 handgun. The training requirement is to consist of an online course
17 of instruction, in-person classroom instruction, and target training.
18 The training is to include, but not be limited to, demonstration of a
19 level of proficiency in the use of a handgun in such manner as
20 required by the superintendent and training on justification in the
21 use of deadly force under State law. The bill requires the training to
22 include demonstration of a level of proficiency in the use of a
23 handgun in a manner as may be required by the superintendent and
24 training on justification in the use of deadly force under State law.
25 A person who obtained a permit to carry a handgun prior to the
26 bill's effective date would be required to complete the classroom
27 instruction and target training within 90 days of the bill's effective
28 date.

29 In addition, the application fee for the permit to carry a handgun
30 would be \$200. In the case of an application made to the chief
31 police officer of a municipality, \$150 of the fee is to be retained by
32 the municipality and the remaining \$50 is to be forwarded to the
33 superintendent. The fee amount retained by the municipality is to
34 be used to defray the costs of investigation, administration, and
35 processing of the permit to carry handgun applications. Application
36 fees made to the superintendent are to be deposited into the Victims
37 of Crime Compensation Office account. The bill also provides that
38 mayors and elected members of a municipal governing body are to
39 apply to the superintendent, rather than the chief law enforcement
40 officer, when applying for a permit to carry a handgun.

41 Under the bill, the permit would be issued to the applicant
42 electronically through email or through the web portal established
43 or designated for this purpose by the superintendent, or in such
44 form or manner as may be authorized by the superintendent. Prior
45 to issuing the permit, the chief of police or superintendent is
46 required to determine whether:

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- 1 • the applicant is a person of good character who is not subject
- 2 to any of the disabilities prohibiting the person from
- 3 purchasing a firearm;
- 4 • has not been convicted of a crime of the fourth degree in
- 5 violation of the carry permit requirements established by the
- 6 bill;
- 7 • is thoroughly familiar with the safe handling and use of
- 8 handguns; and
- 9 • is in compliance with the firearm carry liability insurance
- 10 established by the bill.

11 The bill requires a private citizen who obtains a carry permit to
 12 obtain public carry liability insurance. The bill requires the liability
 13 insurance coverage to insure against loss resulting from liability
 14 imposed by law for bodily injury, death, and property damage
 15 sustained by any person arising out of the ownership, maintenance,
 16 operation or use of a firearm carried in public. The bill requires the
 17 coverage to be at least in:

- 18 • an amount or limit of \$100,000, exclusive of interest and
- 19 costs, on account of injury to, or death of, one person, in
- 20 any one incident;
- 21 • an amount or limit, subject to such limit for any one person
- 22 so injured or killed, of \$300,000, exclusive of interest and
- 23 costs, on account of injury to or death of, more than one
- 24 person, in any one incident; and
- 25 • an amount or limit of \$25,000, exclusive of interest and
- 26 costs, for damage to property in any one incident.

27 The holder of a permit to carry a handgun would be required to
 28 produce and display proof of insurance upon request to any law
 29 enforcement officer or to any person who has suffered or claims to
 30 have suffered either injury or property damage arising out of the
 31 ownership, maintenance, operation or use of a firearm carried in
 32 public.

33 In addition, the bill requires persons who obtain a permit to carry a
 34 handgun to adhere to certain requirements. Under the bill, a person
 35 with a carry permit would prohibited from:

- 36 • using or consuming alcohol, a cannabis item, or a controlled
- 37 substance while carrying a handgun;
- 38 • being under the influence of alcohol, cannabis, or a
- 39 controlled substance while carrying a handgun;
- 40 • carrying a handgun not authorized under the permit;
- 41 • carrying a handgun outside of a holster or in an unauthorized
- 42 holster;
- 43 • carrying more than two firearms under the permittee's
- 44 control at one time;
- 45 • engaging in an unjustified display of a handgun;

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- 1 • if carrying a handgun in public, failing to display the permit
- 2 to carry a handgun and proof of firearm public carry liability
- 3 insurance upon request of a law enforcement officer; or
- 4 • if carrying a handgun in public, refusing to provide the
- 5 handgun to a law enforcement officer upon request for
- 6 purposes of inspecting the handgun.

7 A person who violates these requirements would be guilty of a
 8 crime of the fourth degree. A violation also may serve as sufficient
 9 grounds for revocation of a permit to carry a handgun.

10 The bill provides that when stopped by a law enforcement officer a
 11 permit holder would be required to immediately disclose to the officer
 12 that the permit holder is carrying a handgun in public and display
 13 proof of liability insurance. A person who fails to disclose to a law
 14 enforcement officer that they are carry a handgun would be guilty of a
 15 fourth degree crime. A person who fails to display proof of firearm
 16 public carry liability insurance would be guilty of a disorderly persons
 17 offense and subject to a \$100 fine and guilty of a crime of the fourth
 18 degree for a second or subsequent offense.

19 The bill also delineates places in which a permit holder would be
 20 prohibited from carrying a handgun. Under the bill, it would be a third
 21 degree crime to carry any firearm or weapon in the following
 22 locations:

- 23 • a place owned, leased, or under the control of State, county, or
- 24 municipal government used for the purpose of government
- 25 administration, including but not limited to police stations;
- 26 • a courthouse, courtroom, or any other premises used to conduct
- 27 judicial or court administrative proceedings or functions;
- 28 • a State, county, or municipal correctional or juvenile justice
- 29 facility, jail and any other place maintained by or for a
- 30 governmental entity for the detention of criminal suspects or
- 31 offenders;
- 32 • a State-contracted half-way house;
- 33 • a location being used as a polling place during the conduct of
- 34 an election;
- 35 • a place where a public gathering, demonstration, or event is
- 36 held for which a government permit is required, during the
- 37 conduct of such gathering, demonstration, or event;
- 38 • a school, college, university, or other educational institution
- 39 and on any school bus;
- 40 • a child care facility or day care center;
- 41 • a nursery school, pre-school, zoo, or summer camp;
- 42 • a park, beach, recreation facility, or area or playground owned
- 43 or controlled by a State, county or local government unit;
- 44 • at youth sports events during and immediately preceding and
- 45 following the conduct of the event;
- 46 • a publicly owned or leased library or museum;

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- 1 • a shelter for the homeless, emergency shelter for the homeless,
2 basic center shelter program, shelter for homeless or runaway
3 youth, children's shelter, child care shelter, shelter for victims
4 of domestic violence, or any shelter under the control of the
5 Juvenile Justice Commission or the Department of Children
6 and Families;
- 7 • a community residence for persons with developmental
8 disabilities, head injuries, or terminal illnesses, or any other
9 residential setting licensed by the Department of Human
10 Services or Department of Health;
- 11 • a bar or restaurant where alcohol is served, and any other site
12 or facility where alcohol is sold for consumption on the
13 premises;
- 14 • a site or facility where cannabis is sold for consumption on the
15 premises;
- 16 • a privately or publicly owned and operated entertainment
17 facility within this State, including but not limited to a theater,
18 stadium, museum, arena, racetrack, or other place where
19 performances, concerts, exhibits, games, or contests are held;
- 20 • a casino and related facilities, including but not limited to
21 appurtenant hotels, retail premises, restaurant, and bar
22 facilities, and entertainment and recreational venues located
23 within the casino property;
- 24 • a plant or operation that produces, converts, distributes, or
25 stores energy or converts one form of energy to another;
- 26 • an airport or public transportation hub;
- 27 • a health care facility and any facility licensed or regulated by
28 the Department of Human Services or Department of Health,
29 other than a health care facility, that provides addiction or
30 mental health treatment or support services;
- 31 • a public location being used for making motion picture or
32 television images for theatrical, commercial or educational
33 purposes, during the time such location is being used for that
34 purpose;
- 35 • private property, including but not limited to residential,
36 commercial, industrial, agricultural, institutional, or
37 undeveloped property, unless the owner has provided express
38 consent or has posted a sign indicating that it is permissible to
39 carry on the premises a concealed handgun with a valid and
40 lawfully issued permit to carry; and
- 41 • any other place in which the carrying of a handgun is
42 prohibited by statute or rule or regulation promulgated by a
43 federal or State agency or by municipal ordinance or
44 regulation.

45 The bill also requires the holder of a permit to carry a handgun to
46 adhere to certain requirements while transporting the handgun in a
47 vehicle.

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1 Finally, the bill requires a person purchasing a firearm or firearm
2 ammunition to disclose in a written document under penalty of perjury
3 whether the firearm or ammunition to be purchased is intended to be
4 transferred to a third party, and the name and address of the third
5 party, if known.